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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

EDEN ENVIRONMENTAL CITIZEN'S
GROUP, LLC, a California limited liability
company,

Plaintiff,

v.

AMERICAN CUSTOM MARBLE, INC., a
California corporation; PATRICIA A.
SHARP, an individual; CITY OF SAN
JOSE, a California municipality; and
DOES 1-10, inclusive,

Defendants.

Case Number: 4:19-cv-03424-EMC

**STIPULATION TO SET ASIDE
DEFAULT AND FOR LEAVE TO
ANSWER COMPLAINT**

**IT IS HEREBY STIPULATED BY AND BETWEEN PARTIES TO THIS MATTER,
BY AND THROUGH THEIR ATTORNEYS,**

1. That the Request For Default filed on October 11, 2019, by Plaintiff Eden Environmental Citizen's Group, LLC, against Defendant City of San José and entered by this Court on October 11, 2019 shall be set aside and that Defendant City of San José shall be given leave to file its Answer to the Complaint by November 5, 2019;

2. This Stipulation may be signed in counterparts and may be transmitted via facsimile, between the parties, and such electronically-submitted signatures shall be treated as originals.

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2 Dated: October 22, 2019

LAW OFFICE OF HANS W. HERB

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4 By: /s/ HANS W. HERB
HANS W. HERB

5 Attorneys for Plaintiffs
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8 Dated: October 22, 2019

RICHARD DOYLE, City Attorney

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10 By: /s/ NORA FRIMANN
NORA FRIMANN,
Assistant City Attorney

11 Attorneys for CITY OF SAN JOSE
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13 I attest that Plaintiff's counsel has read and approved this document and given consent
14 to the filing of the same with the Court.
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17 Dated: October 23, 2019

RICHARD DOYLE, City Attorney

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19 By: /s/ NORA FRIMANN
NORA FRIMANN
Assistant City Attorney

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22 **IT IS SO ORDERED.**

23 Dated: October 24, 2019

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HONORABLE JUDGE EDWARD M. CHEN